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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

PAYWARD, INC.; PAYWARD VENTURES,  
INC.,

Defendants.

CASE NO.: 3:23-cv-06003-WHO

Judge: Hon. William H. Orrick III  
Complaint Filed: November 20, 2023  
Current Initial CMC Date: Feb. 20, 2024  
Trial Date: None

**STIPULATION AND [PROPOSED]  
ORDER MODIFYING THE BRIEFING  
SCHEDULE AND EXTENDING PAGE  
LIMITS FOR DEFENDANTS'  
PROPOSED MOTION SEEKING  
DISMISSAL OF THE COMPLAINT**

1 Plaintiff Securities and Exchange Commission (“Plaintiff”), and Defendants Payward, Inc.  
2 and Payward Ventures, Inc. (“Defendants” and, with Plaintiff, the “Parties”) stipulate as follows:

3 **WHEREAS**, on November 20, 2023, Plaintiff filed the complaint in the above-captioned  
4 action against Defendants (the “Complaint”) (ECF No. 1);

5 **WHEREAS**, on December 8, 2023, the Court entered an Order setting an Initial Case  
6 Management Conference (“CMC”) for February 20, 2024 (ECF No. 17);

7 **WHEREAS**, pursuant to L.R. 6-1(a), the Parties stipulate to extend the deadline by which  
8 Defendants must respond to the Complaint until February 22, 2024;

9 **WHEREAS**, Defendants anticipate filing a motion seeking dismissal of the Complaint;

10 **WHEREAS**, the Parties mutually seek additional time and pages to fully brief issues for the  
11 Court;

12 **THE PARTIES STIPULATE AND REQUEST AN ORDER**, pursuant to Civil Local  
13 Rules 6-1(b), 6-2, 7-11, and 7-12, to modify the briefing schedule and page limits related to  
14 Defendants’ proposed motion as follows:

15 1. Defendants shall file any motion seeking dismissal of the Complaint (“Dismissal  
16 Motion”) on or before February 22, 2024. Defendants’ memorandum of law in support of the  
17 Dismissal Motion may be up to 30 pages.

18 2. Plaintiff shall file its opposition to the Dismissal Motion on or before April 9, 2024.  
19 Plaintiff’s memorandum of law in opposition to the Dismissal Motion may also be up to 30 pages.

20 3. Defendants shall file their reply in support of the Dismissal Motion on or before May  
21 9, 2024. Defendants’ reply memorandum of law in support of the Dismissal Motion may be up to  
22 15 pages.

23 4. If any *amici* are granted leave by the Court to file briefs in support of or in opposition  
24 to the Motion, any *amicus* briefs in support of Defendants shall be filed on or before February 29,  
25 2024, and any *amicus* briefs in support of Plaintiff shall be filed on or before April 16, 2024. Any  
26 prospective *amicus* may seek leave to file an *amicus* brief by means of a motion filed with the Court  
27  
28

1 on or before the foregoing deadlines. The Parties reserve their rights to object to the participation of  
2 any *amici*.

3 5. Defendants shall notice the hearing on their Dismissal Motion for Wednesday, June  
4 12, 2024, at 2:00 p.m., or another date determined by the Court.

5 6. Nothing in this Stipulation shall be deemed to constitute a waiver of any rights,  
6 defenses, objections or any other application to any court that any Party may have with respect to the  
7 claims set forth in the Complaint or otherwise in the above-captioned action.

8  
9 DATED: January 10, 2024

SECURITIES AND EXCHANGE  
COMMISSION

By: /s/ Daniel Blau  
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*Counsel for Defendants Payward, Inc. and  
Payward Ventures, Inc.*

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

Dated: \_\_\_\_\_, 2024

By: \_\_\_\_\_  
HON. WILLIAM H. ORRICK III  
UNITED STATES DISTRICT JUDGE

**FILER'S ATTESTATION**

I, Rahul Mukhi, am the ECF User whose ID and password are being used to file this Joint Stipulation. In compliance with Civil Local Rule 5-1(i), I hereby attest that concurrence in the filing of this document have been obtained from each of the other signatories.

By: /s/ Rahul Mukhi

Rahul Mukhi